## THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Murphy et al.

Serial No. 09/864,793

Filed: May 24, 2001

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For: VENTRICULAR RESTORATION PATCH APPARATUS AND METHOD OF USE

Group Art Unit: 3764

Examiner: Unknown

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## PRELIMINARY AMENDMENT

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Box Non Fee Amendment Commissioner for Patents Washington, D.C. 20231 EXPRESS MAIL NO.: EL 828068764 US

DATE OF DEPOSIT: 9/5/2002

This paper and fee are being deposited with the U.S. Postal Service Express Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231

Name of person mailing paper and fee

Signature of person mailing paper and fee

Dear Sir:

Prior to the initial examination of the above-identified application, please amend the application as follows:

## IN THE SPECIFICATION

Please replace paragraph [0001] with the following:

[0001] This invention claims the benefit of U.S. Provisional Application Serial No. 60/272,073 filed on February 28, 2001 and incorporates by reference U.S. Provisional Application Serial No. 60/272,073 entitled "PATCH FOR GENERAL SURGICAL USE WITH RADIOPAQUE MARKINGS," filed September 10, 2001.

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